

## **PART 654—PREVENTION OF ALCOHOL MISUSE IN TRANSIT OPERATIONS**

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APPENDIX C TO PART 654—ALCOHOL TESTING MANAGEMENT INFORMATION SYSTEM (MIS) "EZ" DATA COLLECTION FORM.

AUTHORITY: 49 U.S.C. 5331; 49 CFR 1.51.

SOURCE: At 59 FR 7549, Feb. 15, 1994, unless otherwise noted.

### **Subpart A—General**

#### **654.1 Purpose.**

The purpose of this part is to establish programs designed to help prevent accidents and injuries resulting from the misuse of alcohol by employees who perform safety-sensitive functions for employers receiving assistance from the Federal Transit Administration (FTA).

#### **654.3 Applicability.**

(a) Except as specifically excluded in paragraph (b) of this section, this part applies to a recipient under—

- (1) Section 3, 9, or 18 of the Federal Transit Act, as amended (FT Act); or
- (2) Section 103(e)(4) of title 23 of the United States Code.

(b) A recipient operating a railroad regulated by the Federal Railroad Administration (FRA) shall follow 49 CFR part 219 and 382, as appropriate, and § 654.83 of this part for its railroad operations, and this part for its non-railroad operations, if any.

(NOTE: For recipients who operate marine vessels, see also United States Coast Guard regulations at 33 CFR part 95 and 46 CFR parts 4, 5, and 16.)

[59 FR 7549, Feb. 15, 1994, as amended at 60 FR 12299, Mar. 6, 1995]

#### **§ 654.5 Alcohol testing procedures.**

Each employer shall ensure that all alcohol testing conducted under this part complies with the procedures set forth in part 40 of this title. The provisions of part 40 that address alcohol testing are made applicable to employers by this part.